

IN THE SUPREME COURT OF THE STATE OF DELAWARE

GARY SHIELDS,¹

Defendant Below-
Appellant,

v.

STATE OF DELAWARE,

Plaintiff Below-
Appellee.

§

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§ No. 652, 2009

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§

§ Court Below—Family Court

§ of the State of Delaware,

§ in and for Kent County

§ Cr. ID. 0901018965

§

§

Submitted: March 5, 2010

Decided: March 11, 2010

Before **BERGER, JACOBS**, and **RIDGELY**, Justices.

ORDER

This 11th day of March 2010, it appears to the Court that the appellant has filed this appeal from the Family Court's order denying his motion to withdraw his guilty plea. Appellant is an adult offender. This Court lacks jurisdiction to consider an appeal in a Family Court adult criminal proceeding in the first instance.² We, therefore, shall grant the State's motion to dismiss without awaiting appellant's response because the Court's

¹ The Court assigned a pseudonym to the appellant pursuant to Supreme Court Rule 7(d).

² 10 Del. C. § 1051(b) (1999).

lack of jurisdiction is manifest and appellant's response would be of no avail.³

NOW, THEREFORE, IT IS ORDERED that this appeal is hereby DISMISSED.

BY THE COURT:

/s Jack B. Jacobs
Justice

³ Del. Supr. Ct. R. 29(c) (2010).